

JC03 Rec'd PCT/PTO 31 OCT 2005



TRADEMARK

Matter No. 600,000-10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application:

For: SPACELIFT (Serial No. ~~10~~/520,529)

CERTIFICATE OF MAILING

Commissioner for Patents
P.O. Box 1451
Alexandria, VA 22313-1451

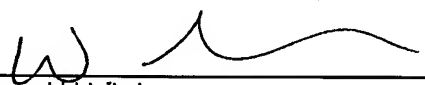
Sir:

"EXPRESS MAIL" Mailing Label No.: EV336033009US

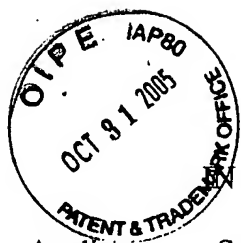
Date of Deposit: October 31, 2005

I hereby certify that an Amendment in response to Office Action dated June 27, 2005 for the referenced trademark application is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451.

Date of Deposit: October 31, 2005



Wiburn Liddell, Jr.



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : SpaceLift Products, Inc.
Serial No.: 10/520,529
Filed: November 20, 2004
Mark: SPACELIFT

Examiner: Gina M. Fink
Law Office: 103

October 22, 2005

Commissioner of Trademarks
P.O. Box 1451
Alexandria, Virginia 22313-1451

BOX RESPONSE - NO FEE

AMENDMENT

Sir:

In response to the Office Action dated June 27, 2005, please amend the identification of goods to read as follows:

Lifting systems comprised of installed, power-operated lifts and platforms for use in transporting objects to and from a residential storage area, and automated and manually deployable ladders, in Class 7.

REMARKS

I. Introduction

In accordance with the request of the Examining Attorney, Applicant has amended its description of goods and submitted samples of advertisements, pursuant to 37 C.F.R. § 2.61. Furthermore, Applicant respectfully traverses the Examining Attorney's Section 2(d) refusal to register the mark SPACELIFT based upon a likelihood of confusion with previous registration. For the reasons stated below, Applicant respectfully contends that the mark SPACELIFT is not likely to cause confusion with the cited registrant's mark, and therefore, the Section 2(d) rejection should be withdrawn.

II. Likelihood of Confusion

The Examining Attorney has cited U.S. Registration No. 1,988,057 for the mark SPACE for electronic monitors for loading and lifting cranes in Class 9, owned by HIAB Aktiebolag. The Examining Attorney erred in her determination that there is a likelihood of confusion between the marks. The differences between Applicant's mark and goods and the cited registrant's mark and goods avoid any likelihood of confusion. Further, the sophistication of the